

AO 91 (Rev. 11/11) Criminal Complaint

Filed 5-26-16
 Clerk, U. S. District Court
 Western District of Texas
 By [Signature]
 Deputy

UNITED STATES DISTRICT COURT

for the

WESTERN DISTRICT OF TEXAS

United States of America)

v.)

John Villarreal, Jr.)

Case No. 5:16-MJ-495)

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of May 26, 2016 in the county of Bexar in the
Western District of Texas, the defendant(s) violated:

Code Section

Offense Description

18 USC 924(c)

Possession of firearms in furtherance on a drug trafficking crime.

21 USC 841(b)(1)(A)

Possession with Intent to Distribute (Methamphetamine).

This criminal complaint is based on these facts:

SEE ATTACHED AFFIDAVIT.

Max Penalties:

18 USC 924(c): no less than 5 yrs & no more than life imprisonment; max \$250,000 fine, max 3 yrs TSR and \$100 SA.

21 USC 841(b)(1)(A): 10-life imprisonment; max \$10,000,000 fine, min 5 yrs TSR and \$100 SA.

☒ Continued on the attached sheet.

[Signature]
 Complainant's Signature

Allen Darilek, Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Date:

5/26/2016

City and state:

San Antonio, Texas

[Signature]
 Judge's Signature
 Henry J. Bemporad, United States Magistrate Judge
 Printed name and title

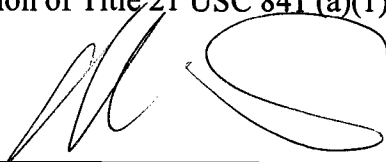
**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

AFFIDAVIT IN SUPPORT OF A CRIMINAL COMPLAINT

I, Special Agent Allen Darilek, being duly sworn do hereby depose and state:

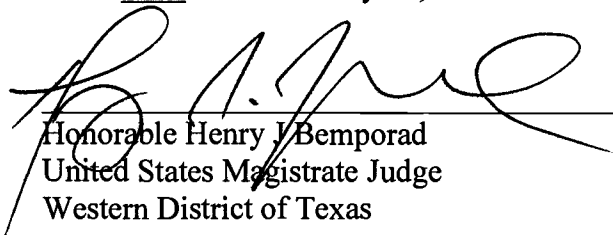
1. That your affiant is currently employed as a Special Agent (SA) with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) and has been so employed since 2002. Since 2002, your affiant has participated in numerous investigations concerning felons in possession of firearms. That as part of your affiant's training and experience, your affiant knows that it is unlawful for a person to possess firearms in furtherance on a drug trafficking crime in violation of Title 18 USC 924(c) and unlawful to possess with the intent to distribute methamphetamine in violation of Title 21 USC 841(a)(1)/(b)(1)(A).
2. On May 26, 2016, Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) Special Agents executed a federal firearms and narcotics search warrant at 148 Circle Six Dr, La Vernia, Texas, Western District of Texas. This residence is occupied by two individuals, one being John VILLARREAL Jr. While searching the residence Special Agents found numerous firearms and narcotics in VILLARREAL's bedroom and vehicle. Pursuant to the Federal search warrant the following items were seized:
 - a. Approximately 668 grams of ICE methamphetamine (field tested positive), found on a night stand, a dresser drawer in VILLARREAL's bedroom, and in VILLARREAL's vehicle (grey dually pickup truck).
 - b. Beretta, model Pico, .380 caliber pistol, serial number APC009671, made in Maryland, found in VILLARREAL's bedroom dresser drawer.
 - c. Marlin, model 336cs, 35 caliber revolver, serial number 12086895, made in Connecticut, found in VILLARREAL's bedroom.
 - d. J Stevens, 12 gauge shotgun, no serial number, made in Massachusetts, found in VILLARREAL's bedroom.

3. SA Darilek interviewed VILLARREAL at his residence and at the San Antonio ATF Office. VILLARREAL was read his Miranda rights at the scene by your affiant. VILLARREAL admitted possession of the firearms and narcotics found in his room and in his vehicle. VILLARREAL stated he has been using narcotics for a few years and had last used methamphetamine at approximately 1:00 AM this morning. VILLARREAL stated he purchased the majority of the narcotics found in his possession yesterday and paid approximately \$650.00 per ounce. The Beretta pistol listed about was found in the same bedroom drawer with approximately 60 grams of methamphetamine. The Marlin rifle was found propped up against the same dresser which was also in close proximity to approximately 30 grams of alleged methamphetamine that was on the nightstand in VILLARREAL's bedroom.
4. Based on the above facts, your affiant believes there is probable cause that **John Villarreal, Jr.**, did possess firearms in furtherance of a drug trafficking crime in violation of Title 18 USC 924(c) and did possess with the intent to distribute methamphetamine in violation of Title 21 USC 841 (a)(1)/(b)(1)(A).



Special Agent Allen Darilek
Bureau of Alcohol, Tobacco, Firearms, and Explosives

SUBSCRIBED AND SWORN TO BEFORE ME
~~THIS~~ ~~DAY OF~~ May 26, 2016.



Honorable Henry J. Bemporad
United States Magistrate Judge
Western District of Texas